

II. General Allegations

6. Plaintiff, Lisa Kay Benson's date of birth is September 18, 1964.

7. Plaintiff was hired by Defendant, Dollar General in October of 2009, to work as an associate at Defendant's facility located in Franklin County, Tennessee.

8. During her employment, Plaintiff performed her job duties acceptably within the guidelines established by Defendant and received positive feedback from her superiors.

9. In July of 2011, Plaintiff was promoted to the position of General Manager of the Defendant's store located in Franklin County, Tennessee.

10. In January of 2012, in an interview with Defendant's Management, Plaintiff revealed that, because of business necessity, she sometimes consumed small snacks while working and paid for the purchase afterwards. Because of the Defendant's low staffing, Plaintiff often worked alone for extended periods, making this practice necessary for the Plaintiff's health.

11. In the interview, Plaintiff informed Defendant's management that this practice was necessary because of low staffing. Plaintiff also informed management that the other managers at other stores also engaged in the practice.

12. Plaintiff was terminated on January 18, 2012. Other younger similarly situated employees who had engaged in the practice were not terminated.

13. At the time of the Plaintiff's termination, other older employees were also terminated for no cause. Defendant engaged in a pattern or practice of discrimination towards older workers.

14. Plaintiff was replaced by a significantly younger employee.

15. Plaintiff was terminated based on her age.

Paty, Rymer & Ulin, P.C.

Attorneys at Law
19 Patten Parkway
Chattanooga, TN 37402

III. Cause of Action

16. Plaintiff charges and alleges that because of the discrimination to which she was subjected, Defendant is guilty of violations of the Age Discrimination in Employment Act, 29 U.S.C. § 621, *et seq.*

IV. Damages

17. As a direct and proximate result of the acts and omissions of the Defendant, Plaintiff has suffered lost wages, emotional injury, mental pain and suffering, embarrassment, humiliation and general damages.

V. Relief Sought Against Defendants

WHEREFORE, Plaintiff, Lisa Kay Benson, prays that proper process issue and be served upon the Defendants in this action in the manner prescribed by law; and

WHEREFORE, Plaintiff, Lisa Kay Benson, demands judgment against the Defendant for compensatory damages, punitive damages, plus reasonable attorney fees and all costs. Plaintiff demands a jury to try all issues, when joined.

RESPECTFULLY SUBMITTED:

PATY, RYMER & ULIN, P.C.

By:



BPR #18760
Attorneys for Plaintiff
19 Patten Parkway
Chattanooga, TN 37402
R-Larramore@PRandUlaw.com
(423) 756-6770
(423) 756-0009 Fax

Paty, Rymer & Ulin, P.C.

Attorneys at Law
19 Patten Parkway
Chattanooga, TN 37402